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## House of Representatives

The House met at 9 a.m. and was called to order by the Speaker pro tempore [Mr. TAYLOR of North Carolina].

### DESIGNATION OF THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore laid before the House the following communication from the Speaker:

WASHINGTON, DC,  
July 12, 1996.

I hereby designate the Honorable CHARLES H. TAYLOR to act as Speaker pro tempore on this day.

NEWT GINGRICH,  
*Speaker of the House of Representatives.*

### PRAYER

The Chaplain, Rev. James David Ford, D.D., offered the following prayer:

O gracious God, from whom has come all the gifts that make us whole and make us human, we pray that Your Spirit will so live in our spirits that our thoughts and vision, our words and deeds will be strengthened and made right by Your blessings to us. For all Your good gifts that come to us and grace our lives with cleansing and new life, that point us on the way and accompany us along the path, for these gifts and all the wonders of Your Spirit, we offer this prayer of thanksgiving and praise. Amen.

### THE JOURNAL

The SPEAKER pro tempore. The Chair has examined the Journal of the last day's proceedings and announces to the House his approval thereof.

Pursuant to clause 1, rule I, the Journal stands approved.

### PLEDGE OF ALLEGIANCE

The SPEAKER pro tempore. Will the gentleman from Missouri [Mr. SKEL-

TON] come forward and lead the House in the Pledge of Allegiance.

Mr. SKELTON led the Pledge of Allegiance as follows:

I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

### BILL EMERSON GOOD SAMARITAN FOOD DONATION ACT

Mr. GOODLING. Mr. Speaker, pursuant to the order of the House of Thursday, July 11, 1996, I move to suspend the rules and pass the bill (H.R. 2428) to encourage the donation of food and grocery products to nonprofit organizations for distribution to needy individuals by giving the Model Good Samaritan Donation Act the full force and effect of law, as amended.

The Clerk read as follows:

H.R. 2428

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. CONVERSION TO PERMANENT LAW OF MODEL GOOD SAMARITAN FOOD DONATION ACT AND TRANSFER OF THAT ACT TO CHILD NUTRITION ACT OF 1966.

(a) CONVERSION TO PERMANENT LAW.—Title IV of the National and Community Service Act of 1990 is amended—

(1) by striking sections 401 and 403 (42 U.S.C. 12671 and 12673); and

(2) in section 402 (42 U.S.C. 12672)—

(A) in the section heading, by striking "MODEL" and inserting "BILL EMERSON";

(B) in subsection (a), by striking "Good Samaritan" and inserting "Bill Emerson Good Samaritan"; and

(C) in subsection (c)—

(i) by striking "A person or gleaner" and inserting the following:

"(1) LIABILITY OF PERSON OR GLEANER.—A person or gleaner";

(ii) by striking "needy individuals," and inserting "needy individuals.";

(iii) by inserting after "needy individuals," (as added by clause (ii)) the following:

"(2) LIABILITY OF NONPROFIT ORGANIZATION.—A nonprofit organization shall not be

subject to civil or criminal liability arising from the nature, age, packaging, or condition of apparently wholesome food or an apparently fit grocery product that the nonprofit organization received as a donation in good faith from a person or gleaner for ultimate distribution to needy individuals."; and (iv) by striking "except that this paragraph" and inserting the following:

"(3) EXCEPTION.—Paragraphs (1) and (2)".

(b) TRANSFER TO CHILD NUTRITION ACT OF 1966.—Section 402 of the National and Community Service Act of 1990 (42 U.S.C. 12672) (as amended by subsection (a))—

(1) is transferred from the National and Community Service Act of 1990 to the Child Nutrition Act of 1966;

(2) is redesignated as section 22 of the Child Nutrition Act of 1966; and

(3) is added at the end of such Act.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Pennsylvania [Mr. GOODLING] and the gentleman from Missouri [Mr. CLAY] each will control 20 minutes.

The Chair recognizes the gentleman from Pennsylvania [Mr. GOODLING].

(Mr. GOODLING asked and was given permission to revise and extend his remarks.)

Mr. GOODLING. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, today we are considering legislation which will have the effect of increasing the donation of food products to needy individuals and their families and paying tribute to one of the finest Members of this body, with whom I have had the privilege to serve, Bill Emerson.

Many times individuals and corporations are interested in donating food to feed the needy. However, the fear of liability prevents them from doing so. According to the executive director of the South Central Pennsylvania Food Bank, "We need to mitigate the risk and liability so this nutritious food can go to those in great need."

H.R. 2428, the Bill Emerson Good Samaritan Food Donation Act, would encourage the donation of food products by freeing those who, in good faith, donate such products from the threat of

□ This symbol represents the time of day during the House proceedings, e.g., □ 1407 is 2:07 p.m.

Matter set in this typeface indicates words inserted or appended, rather than spoken, by a Member of the House on the floor.



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